

UNITED STATES DISTRICT COURT

NORTHERN

DISTRICT OF

CALIFORNIA

UNITED STATES OF AMERICA

WAIVER OF RULE 32.1 HEARINGS

(Probation/Supervised Release Violation)

v.

Calvin Durden

Defendant

CASE NUMBER: CR-08-70207

CHARGING DISTRICTS

CASE NUMBER: CR-94-00988(A)-AWT

I understand that charges are pending in CENTRAL District of California  
alleging violation of 18 USC § 3583(e) and that I have been arrested in this district and  
(Probation / Supervised Release)

taken before a judge, who has informed me of the charge(s) and my rights to:

**FILED**

APR - 9 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel,
- (2) an identity hearing to determine whether I am the person named in the complaint,
- (3) a preliminary hearing (but only if I will be kept in custody, and the hearing will only be held in this district if the alleged violation occurred here) to determine whether there is probable cause to believe a violation occurred; and
- (4) a hearing under Rule 32.1(a)(6), Fed. R. Crim. P., in which I have the burden of establishing my eligibility for release from custody.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

☒ identity hearing

☒ preliminary hearing

☐ identity hearing but request a preliminary hearing be held in the prosecuting district and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Calvin Durden  
Defendant

[Signature]  
Defense Counsel

4/9/08  
Date